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WESTERN DISTRICT OF LOUISIANA

UNITED STATES DISTRICT COURT

WESTERN DISTRICT OF LOUISIANA

LAKE CHARLES DIVISION

MARK ANTHONY DELAFOSSE

CIVIL ACTION NO. 05-0427-LC

VS.

SECTION P

BURL CAIN, WARDEN

JUDGE MINALDI

MAGISTRATE JUDGE WILSON

J U D G M E N T

For the reasons stated in the Report and Recommendation of the Magistrate Judge previously filed herein, and after an independent review of the record including the objections filed by petitioner, and having determined that the findings and recommendation are correct under the applicable law;

IT IS ORDERED that this petition for writ of *habeas corpus* is **DENIED AND DISMISSED WITH PREJUDICE** as time-barred by the one-year limitation period codified at 28 U.S.C. §2244(d).

THUS DONE AND SIGNED, in chambers, in Lake Charles, Louisiana, on this the

16 day of March, 2006.



PATRICIA MINALDI
UNITED STATES DISTRICT JUDGE